

EXHIBIT

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UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

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SHEILA J. PORTER, \*  
Plaintiff \*  
-vs- \* Civil Action  
ANDREA CABRAL; SUFFOLK COUNTY \* No. 04-11935-DPW  
SHERIFF'S DEPARTMENT; SUFFOLK \*  
COUNTY and CORRECTIONAL MEDICAL \*  
SERVICES, INC., \*  
Defendants \*  
\*\*\*\*\*

CONFIDENTIAL PURSUANT TO THE PROTECTIVE ORDER

DEPOSITION OF BRIAN DACEY, a witness  
called on behalf of the Plaintiff, in the  
above-captioned matter, said deposition being  
taken pursuant to the Federal Rules of  
Civil Procedure, before Patricia M.  
McLaughlin, a Certified Shorthand Reporter and  
Notary Public in and for the Commonwealth of  
Massachusetts, at the offices of Goodwin Procter  
LLP, Exchange Place, Boston, Massachusetts, on  
Thursday, June 16, 2005, commencing at 10:10 a.m.

McLAUGHLIN & ASSOCIATES COURT REPORTERS  
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1 Q Why did she need an opportunity to explain  
2 that to you?

3 A That was my choice of words. We asked her  
4 just to elaborate; that's all.

5 Q Who did you speak to with the FBI?

6 A Krista Snyder.

7 Q Did you call her?

8 A Yes.

9 Q And what did you say to her, and what did she  
10 say to you?

11 A I don't recall. I think the basis was, hi,  
12 Krista, I understand you spoke to Stan  
13 Wojtkonski; I'm investigating the Rene  
14 Rosario allegations; is there any information  
15 I can give you; is there any information I  
16 should know. That's about it.

17 Q Did you ask her who had contacted her from  
18 the jail?

19 A I don't recall. I think I asked her how she  
20 learned of it. She said she received a phone  
21 call.

22 Q Did you ask her who?

23 A I don't think I did.

24 Q Why not?

1 A Rene was a different animal. He was a tough  
2 person to interview at that point. He was  
3 all over the place with his descriptions. It  
4 made it a difficult investigation.

5 Q Did you ask Rene if he had talked to the FBI?

6 A I don't recall. I think I said that at the  
7 outset.

8 Q What, if anything, did Miss Snyder say to you  
9 in that telephone conversation?

10 A It was very brief. I don't recall whether  
11 she said anything other than she received a  
12 phone call and there is no information she  
13 needed from me.

14 Q In your experience as an investigator with  
15 the District Attorney's Office of Suffolk  
16 County, have you dealt with informants and  
17 cooperating witnesses?

18 A Cooperating witnesses at the District  
19 Attorney's Office; informants now at the  
20 Sheriff's Department.

21 Q If someone were to inquire of you in your law  
22 enforcement capacity as to the identity of  
23 someone who had provided the information, is  
24 it your practice to disclose that?